

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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LOUISE ROGERS TATE,

Plaintiff

NANA GHOSH, MICHAEL COHEN, MOHD D.
FARUGUE, ARISTISIDIS SHISMEROS,
WAI KWOK HA, GOLAM MORTUJA,
FRED WEINGARTEN, and HILTON HOTELS
CORPORATION,

Defendants.
-----X

Case No.: 07 CV 5885

**ANSWER TO CROSS-
CLAIM OF WEINGARTEN
& MORTUJA**

Judge Assigned:
Judge Castel

Defendant HILTON HOTELS CORPORATION hereinafter "HILTON", by its attorneys, KAUFMAN BORGEEST & RYAN LLP, as and for its Answer to the Cross-Claim of Defendants FRED WEINGARTEN and GOLAM MORTUJA, states upon information and belief as follows:

FIRST: In answering paragraph "1" of the pleading constituting the Cross-Claim of Defendants WEINGARTEN and MORTUJA, Defendant, HILTON denies knowledge or information sufficient to form a belief as to the allegations and respectfully refers all questions of law to the Court.

SECOND: In answering paragraph "2" of the pleading constituting the Cross-Claim of Defendants WEINGARTEN and MORTUJA, Defendant, HILTON denies the allegations as to Defendant HILTON and denies knowledge or information sufficient to form a belief as to the truth of the allegations as to co-defendants, NANA GHOSH, MICHAEL COHEN, MOHD D. FARUGUE, ARISTISIDIS SHISMEROS and WAI KWOK HA.

THIRD: In answering paragraph "3" of the pleading constituting the Cross-Claim of Defendants WEINGARTEN and MORTUJA, Defendant, HILTON denies the

allegations as to Defendant HILTON and denies knowledge or information sufficient to form a belief as to the truth of the allegations as to co-defendants, NANA GHOSH, MICHAEL COHEN, MOHD D. FARUGUE, ARISTISIDIS SHISMEROS and WAI KWOK HA.

WHEREFORE, answering Defendant, HILTON, hereby demands judgment dismissing Defendant WEINGARTEN and MORTUJA's Cross-Claim as against HILTON herein together with the costs, attorney's fees and such other and further relief as this Court may deem appropriate.

Dated: Valhalla, New York
November 5, 2007

Respectfully submitted,



KAUFMAN BORGEEST & RYAN LLP
By: Michael P. Mezzacappa, Esq. (MM 0757)
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HILTON HOTELS CORPORATION
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Our File No.: 747.004

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AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK)
) ss.:
COUNTY OF WESTCHESTER)

NANCY BARBATO, being duly sworn, deposes and says:

That deponent is not a party to this action, is over 18 years of age and resides in Westchester County, New York.

That on the 5th day of November, 2007, deponent served the within **ANSWER TO CROSS-CLAIM OF WEINGARTEN & MORTUJA** upon:

JON L. NORINSBERG, ESQ.
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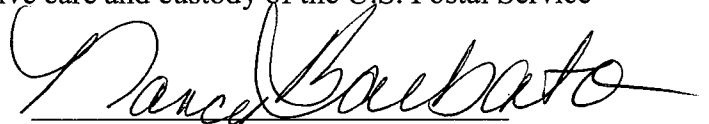
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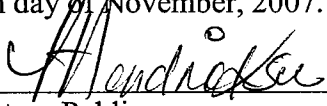
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ARISTISIDIS SHISMEROS
11-06 Broadway
Astoria, New York 11106-4838

The attorneys for the respective parties in this action at the above addresses designated by said attorneys for that purpose by depositing a true copy thereof in a postpaid properly addressed wrapper in an official depository under the exclusive care and custody of the U.S. Postal Service within the State of New York.


NANCY BARBATO

Sworn to before me this
5th day of November, 2007.


Notary Public

TIFFANY S. HENDRICKSON
Notary Public, State of New York
No. 01HE6130070
Qualified in Westchester County
Commission Expires July 5, 2011